

SEP 02 2010

In the United States Patent and Trademark Office

Serial Number: 10/820,561)
Filing Date: 4/8/2004) Examiner: Armando Rodriguez
Applicant: Tong Zhang)
Appn. Title: Single-Mode Operation and Frequency) GAU: 2828
Conversions for Solid-State Lasers)

Fax: 571-273-8300 (Attn: Office of Petitions)

Fax via computer on September 2, 2010
Salt Lake City, UT 84115

Mail Stop Petition
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P.O. Box 1450
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Renewed Petition under 37 CFR (b)

Sir:

Revival of the above-abandoned application is respectfully petitioned under 37 CFR § 1.137(b). As explained below, the entire delay in filing the required reply from the due date for the reply until the filing of this petition was unintentional. An early grant of this petition is respectfully requested.

In both the Office Action dated 08/29/2008, and the final Action dated 07/15/2009, the Examiner committed an error of citing an irrelevant prior art reference due to misunderstanding about the claim term "the thin gain". In his reply filed October 13, 2009, Applicant provided detailed explanation that the citation of reference was improper. In his petition of March 15, 2010 in response to the Notice of Abandonment of 03/10/10, Applicant mentioned that if the Advisory Action of January 22, 2010 sent to Applicant timely or it was a regular Office action, the above reissue patent application should not have been gone through this petition process. At the same time, in the petition Applicant again raised the impropriety of the citation of reference and pointed out that the examiner should have removed the finality of the action, and reset a new

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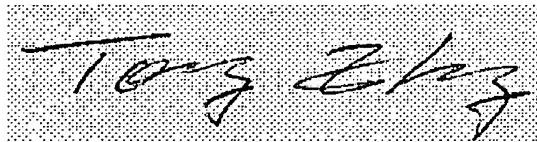
September 2, 2010

period for Applicant to reply to the office action, under MPEP 711.06. Applicant noted that a similar mistake was committed in the parent case of this application and the previous examiner did remove the finality of an office action and reset the period for response, under MPEP 711.06.

The Examiner failed to do so, and a Notice of Abandonment was mailed on March 10, 2010. Applicant timely filed a petition under on March 15, 2010 requesting withdrawal of the holding of abandonment. The petition was denied on July 8, 2010. The instant petition with the required fee under Rule 1.137(b) is being timely filed within two months from the denial date. The entire delay being unintentional, Applicant respectfully requests the grant of this petition.

Finally, in the Advisory Action of January 22, 2010, petitioner has been advised to file an amendment with all the claims (1-15) and follow the guidelines of 37 CFR 1.173. He has done that in his last reply filed February 16, 2010 and believed that all claims are in condition for allowance.

Respectfully,



Tong Zhang, Applicant Pro Se
474 E. Lamourne Ave., # 3
Salt Lake City, UT 84115

t_zhang50@yahoo.com